

California MEDICAL ASSOCIATION

NOTICES & REPORTS

Council Meeting Minutes

Tentative Draft: Minutes of the 441st Meeting of the Council, San Francisco, Mark Hopkins Hotel, October 11, 1958.

The meeting was called to order by Chairman Lum in the Mark Hopkins Hotel, San Francisco, on Saturday, October 11, 1958, at 9:30 a.m.

Roll Call:

Present were President West, President-Elect Reynolds, Speaker Doyle, Vice-Speaker Heron and Councilors MacLaggan, Todd, O'Neill, Kirchner, O'Connor, Davis, Sherman, Lum, Bostick and Teall. Absent for cause, secretary Daniels, editor Wilbur and Councilors Wheeler, Foster, Shaw, Pearman and Harrington.

A quorum present and acting.

Present by invitation were Messrs. Hunton, Clancy, Gillette, Collins, Marvin and Whelan of CMA staff; Messrs. Hassard and Huber of legal counsel; Messrs. Read and Salisbury of the Public Health League of California; county society executives Scheuber of Alameda-Contra Costa, Jensen of Fresno, Geisert of Kern, Field and Rosenow of Los Angeles, Foster of Sacramento, Donmyer of San Bernardino, Nute of San Diego, Neick of San Francisco, Thompson of San Joaquin, Donovan of Santa Clara and Dermott of Sonoma; Doctor Malcolm Merrill, State Director of Public Health; Doctor Marshall Porter, State Director of Mental Hygiene; Doctor John Keye of the State Department of Social Welfare; Doctor A. E. Larsen and Mr. Richard Lyon of California Physicians' Service; and Doctors Donald Cass, Wayne Pollock, Roberta Fenlon, Edgar Wayburn, Allen T. Hinman, Malcolm S. Watts and Ralph Gampell.

1. Minutes for Approval:

On motion duly made and seconded, minutes of the 440th meeting of the Council, held September 14, 1958, were amended and approved.

2. Membership:

(a) A report of membership as of October 9, 1958, was presented and ordered filed.

(b) On motion duly made and seconded in each instance, nine applicants were voted associate membership. These were: Seymour Dayton, Lucien B. Guze, Joseph K. Indenbaum, Sherwood Perry Miller, Robert A. Nordyke, Theodore Shohl, Charles E. Townsend, Glenn Allan Young, Los Angeles County; Lowell Emmons, San Joaquin County.

(c) On motion duly made and seconded in each instance, seven applicants were voted Retired Membership. These were: Miriam Pool Huff, Alameda-Contra Costa; W. G. Milholland, Fresno County; J. Tracy Bennett, Carl R. Howson, Vahan Pampaian, Ian D. Tiedemann, Los Angeles County; R. W. Homer, Ventura County.

(d) On motion duly made and seconded in each instance, ten members were granted reductions of dues because of illness or postgraduate study.

3. Financial:

(a) A report of bank balances as of October 9, 1958, was presented and ordered filed.

(b) On motion duly made and seconded, it was voted to sell, at cost, to the Trustees of the California Medical Association, a non-profit corporation, a note held by the Association, issued by a blood bank.

4. State Department of Public Health:

Doctor Malcolm Merrill reported on a conference held with the Conference of Local Health Officers, at which considerable time was spent on a discus-

FRANCIS E. WEST, M.D. President
T. ERIC REYNOLDS, M.D. President-Elect
JAMES C. DOYLE, M.D. Speaker
J. NORMAN O'NEILL, M.D. Vice-Speaker
DONALD D. LUM, M.D. Council Chairman
ALBERT C. DANIELS, M.D. Secretary-Treasurer
IVAN C. HERON, M.D. Chairman, Executive Committee
DWIGHT L. WILBUR, M.D. Editor
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sion of the health needs of children of disorganized families.

Doctor Merrill also reported that a one-week conference on alcoholism would be held and that his department's budget for 1959-1960 would include items for further studies in the fields of radiation and air pollution.

5. *Commission on Medical Service:*

A communication from Doctor Frank J. Cox was read, in which he asked if the Committee on Fees should interest itself in fee schedules adopted for local use by county medical societies. On motion duly made and seconded, it was voted that the Commission on Medical Services be advised that its Committee on Fees should keep itself informed on any proposed local schedule of fees and be prepared to give advice and assistance to any constituent medical association on request; statewide schedules of fees remain subject to procedures already in use.

6. *Resignation of Secretary Daniels:*

Chairman Lum read a letter from Doctor Albert C. Daniels, in which he tendered his resignation as Secretary of the Association because of his inability to devote to this office the time he felt was necessary. On motion duly made and seconded, it was voted to ask legal counsel to prepare By-Law amendments which would separate the office of Secretary from that of Chairman of the Committee on Scientific Work.

7. *Annual Session:*

(a) Doctor Allen T. Hinman, a member of the Committee on Scientific Work, proposed that arrangements be made during the 1959 Annual Session for members to visit the atomic energy plant of General Electric Co. at Vallecitos, Calif. On motion duly made and seconded, it was voted to approve this proposal.

(b) On motion duly made and seconded, it was voted to present Doctor Arthur E. Smith with a plaque in recognition of his valuable services in presenting motion picture programs at annual sessions for a number of years.

8. *Committee on Nominations:*

Councilor Bostick proposed that Doctors Robert J. McNeil and James V. McNulty, both of Los Angeles, be appointed members of the Committee on Adoptions. On motion duly made and seconded, it was voted to approve these nominations.

9. *Committee on Industrial Health:*

Discussion was held on a request for the advance of about \$500 to prepare drawings and cuts for a new edition of the book "Evaluation of Industrial Disability" which was published several years ago by the Oxford Press under auspices of the Asso-

ciation. On motion duly made and seconded, it was voted to make this advance.

10. *Woman's Auxiliary:*

Doctor Sherman reported on his meeting with the Board of Directors of the Woman's Auxiliary, at which time he moderated a panel discussion which included Robert L. Thomas and Ed Clancy as panelists.

On motion duly made and seconded, the following resolution was adopted:

WHEREAS, the Heller report recommended a closer liaison with the Woman's Auxiliary to the California Medical Association; and

WHEREAS, the special Council committee on the Heller report endorsed this recommendation and urged that the Auxiliary be made to feel more a part of the Association in its activities; and

WHEREAS, this recommendation was endorsed by the Council; therefore, be it

Resolved: That this Council urge all county medical societies to encourage the formation of county-wide auxiliaries; and be it further

Resolved: That all physician members of the CMA be encouraged to urge their wives' participation in the Auxiliary and its activities; and be it further

Resolved: That the Annual Reception honoring the President's wife also honor the President of the Woman's Auxiliary to the California Medical Association.

11. *Public Relations:*

Mr. Clancy distributed copies of a new pamphlet containing the report made at an earlier meeting by Doctor Malcolm Watts, chairman of the Committee on Public Relations, encompassing an action program of public relations. It is hoped to achieve a widespread distribution of this report.

Mr. Clancy also reported on a meeting held between representatives of the Association and of the Alameda-Contra Costa Medical Association and staff members of a hospital who had requested assistance.

12. *Legal Department:*

Mr. Hassard reported that an appeal has been taken by a physician who was denied staff privileges in a district hospital. The trial court held that the denial was proper and that the hospital, even though publicly owned, had the right to maintain standards for staff admission so long as such standards were equitable and not capricious or discriminatory. Mr. Hassard asked authority to have the Association appear as *amicus curiae* in the appeal, the cost to be only the cost of printing briefs. On motion duly made and seconded, this authority was voted.

Mr. Hassard also reported that Doctor Dan O. Kilroy, chairman of the Committee on Legislation, had been asked by a joint committee on taxation of the State Legislature to discuss the equity of various tax adjustments under discussion in legislative circles. He reported proposals have been made to the Committee for prolonged medical expense deductions and Jenkins-Keough type relief for self-employed taxpayers.

13. *President's Report:*

President West reported on recent meetings he had attended with Santa Monica physicians and with the Woman's Auxiliary. He also presented letters he had received from two county medical societies which were critical of the Association in its handling of recent news stories relating to a committee activity. On motion duly made and seconded, a proposed reply to one of these societies was approved and agreement reached that a similar reply be drafted to the other.

14. *President-Elect's Report:*

President-Elect Reynolds reported on his recent visits to a number of county societies and stated that interest had been shown in the public welfare medical assistance program. It was brought out that changes in the program may be possible when the State Legislature meets in January, 1959.

15. *Medical-Legal Seminar:*

Councilor Davis introduced Doctor Ralph Gampell, a physician who last year completed a law course and was admitted to the bar. Doctor Gampell announced, for the information of the Council, that he has been appointed by the Stanford Law School to conduct a seminar in medical-legal problems and that he is hopeful that similar courses may later be established in the medical school.

16. *California Physicians' Service:*

Doctor Heron reported that administrative re-vamping in CPS has already resulted in considerable savings and that CPS has been operating with a surplus in recent months. He also reported that about 5,000 persons have been enrolled under individual contracts in Los Angeles County under the \$7,200 income ceiling using the CPS "C" schedule.

17. *State Department of Mental Hygiene:*

Doctor Marshall Porter, State Director of Mental Hygiene, reiterated his earlier approval of the Short-Doyle program for establishing community mental health centers as a means of relieving state hospitals of a part of their case load. For the 1960 fiscal year, he stated, his department will ask for additional funds to provide more adequate mental care in the state hospitals as a means of securing more adequate and more rapid discharge of patients.

18. *State Department of Social Welfare:*

Discussion was held on the public welfare medical assistance program. Councilor Sherman reported that the liaison committee to the State Department of Social Welfare had met with representatives of the Santa Clara County Medical Society and that the society's proposed plan of indemnity payments to welfare recipients had been withdrawn temporarily pending further clarification of details.

Doctor Sherman also reported that funds for the program for the needy aged were being rapidly depleted and funds for the aid to the needy blind less rapidly used but still in advance of estimates. On the other hand, the program for needy children is not being fully utilized and a broader program is being developed to provide additional services. It was reported that cutbacks may be required to meet the deficits in the OAS and ANB programs by eliminating elective office surgery and prescribing of vitamins and nutritional.

On motion duly made and seconded, it was voted that the liaison committee to the State Department of Social Welfare, the Committee on Legislation and the members of Reference Committee 3A of the 1958 House of Delegates should hold a joint meeting at Disneyland the evening of Friday, November 7, 1958, immediately preceding the Council meeting.

19. *Fees Paid by State Agencies:*

Councilor Teall discussed the review conducted by the California State Department of Finance and an Interdepartmental Committee in an effort to arrive at a uniform schedule of medical and surgical fees to be paid by state departments or agencies which purchase these services.

On motion duly made and seconded, the following resolution was adopted:

Resolved: That the CMA Council instruct the Committee on Legislation of the CMA to initiate action leading to a concurrent resolution of the California Legislature which shall provide that: whenever California state agencies pay for medical care on a fee for service basis, it is the intent of the Legislature that the State shall pay the current usual prevailing fees for such services, with full consideration for county and geographic area variations.

20. *Committee on Legislation:*

Mr. Ben Read and Mr. Eugene Salisbury of the Public Health League of California gave a progress report on legislative activities.

Adjournment:

There being no further business to come before it, the meeting was adjourned at 5:30 p.m.

DONALD D. LUM, M.D., *Chairman*
JOHN HUNTON, *Acting Secretary*